



Lincoln Police Department  
Thomas K. Casady, Chief of Police  
575 South 10th Street  
Lincoln, Nebraska 68508

402-441-7204  
fax: 402-441-8492



MAYOR COLEEN J. SENG

[www.ci.lincoln.ne.us](http://www.ci.lincoln.ne.us)

October 14, 2003

Mayor Seng and City Council  
City of Lincoln  
City County Building  
Lincoln, NE

Mayor Seng and Members of the City Council:

An investigation has been made regarding the application of Harris – Fraley VFW #131, 5721 Johanna Road requesting a class C liquor license.

Donald Gillham, Treasure of the club has requested that he be approved as the manager of this liquor license.

A background investigation on Mr. Gillham produced no areas of concern.

The Lincoln Police Department is however recommending denial of this application based upon the applicant's failure to obtain the special zoning permit required by the City of Lincoln.

  
THOMAS K. CASADY, Chief of Police



A nationally accredited law enforcement agency



# STATE OF NEBRASKA



Mike Johanns  
Governor October 3, 2003

## NEBRASKA LIQUOR CONTROL COMMISSION

Forrest D. Chapman  
Executive Director

301 Centennial Mall South, 5th Floor  
P.O. Box 95046

Lincoln, Nebraska 68509-5046

Phone (402) 471-2571

Fax (402) 471-2814

TRS User 800 893-7352 (TTY)

web address: <http://www.legislature.ne.gov/NLCC/>

FILED  
CITY CLERK'S OFFICE  
CITY OF LINCOLN  
NEBRASKA  
OCT 6 PM 5 19

Class C

HARRIS-Fraley VFW  
5721 Johanna Rd  
Lincoln NE

City Clerk  
County/City Bldg  
555 South 10<sup>th</sup> Street  
Lincoln NE 68508

Dear Local Governing Body:

Attached is the form to be used on all retail liquor license applications. Local clerks must collect proper license fees and occupation tax per ordinance, if any, before delivering the license at time of issuance.

### TWO KEY TIME FRAMES TO KEEP IN MIND ARE:

- 1) You have 45 days to conduct a hearing after the date of receipt of the notice from this Commission (§53-134). You may choose **NOT** to make a recommendation of approval or denial to our Commission.

PER §53-133, THE LIQUOR CONTROL COMMISSION SHALL SET FOR HEARING ANY APPLICATION WHEREIN:

- 1) There is a recommendation of denial from the local governing body.
- 2) A citizens protest; or
- 3) Statutory problems that the Commission discovers.

PLEASE NOTE...A LICENSEE MUST BE "PROPERLY" LICENSED IN ORDER TO PURCHASE FROM WHOLESALERS; AND, A LICENSE IS EFFECTIVE:

- 1) Upon payment of the license fees;
- 2) Physical possession of the license;
- 3) Effective date on the license.

Sincerely,

NEBRASKA LIQUOR CONTROL COMMISSION

*Michelle Porter*  
Michelle Porter  
Licensing Division

Enclosures

Rhonda R. Flower  
Commissioner

Bob Logsdon  
Chairman

R.L. (Dick) Coyne  
Commissioner

An Equal Opportunity/Affirmative Action Employer

Printed with soy ink on recycled paper

FORM 35-4001  
REV. 12/99

**APPLICATION FOR LICENSE**

Nebraska Liquor Control Commission  
PO Box 95046, 301 Centennial Mall South  
Lincoln, NE 68509-5046

<http://www.nol.org/home/NLCC/>  
Phone: (402) 471-2571  
Fax: (402) 471-2814

*C#61391 Local*



**INSTRUCTIONS:** Include: 1. Applicable fees payable to Liquor Control Commission 2. Copy of birth certificate or naturalization papers proving U.S. citizenship for each individual and spouse named on application (not required of corporations or spouse(s) who file an affidavit of no interest with application, Commission form 4178 3. Corporations must include copy of articles of incorporation as filed with the Secretary of States office in the state of Nebraska 4. Commission checklist, form 4251 5. Fingerprint cards and processing fees (are required of individuals, all partners and spouses. Corporate applicants must file for CEO/Manager & stockholders/member holding over 25% stock/interest. 6. All applications must be typewritten or printed clearly. 7. Submit in Triplicate

**CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND LIST OF FEES FOR EACH**

Class of License (Check applicable class)	Registration Fee	License Fees	Corporate Surety Bond
<input type="checkbox"/> A Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> F Beer, On Sale Only – Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> B Beer, Off Sale Only – Indicate Inside or Outside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> J Wine, Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> I Spirits, Wine, Beer, On Sale Only – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> D Spirits, Wine, Beer, Off Sale Only – Inside Corporate Limits	\$45.00	\$150.00	exempt
<input type="checkbox"/> D1 Spirits, Wine, Beer, Off Sale only – within extraterritorial zoning jurisdiction	\$45.00	\$150.00	exempt
<input checked="" type="checkbox"/> C Spirits, Wine, Beer On & Off Sale – Inside Corporate Limits	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> M Bottle Club (Spirits, Wine, Beer, on Sale)	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> H Nonprofit Corporation	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> K Wine Only, Off Sale	\$45.00	Collected at Local Level	exempt
<input type="checkbox"/> O Boat	\$45.00	\$ 50.00	exempt
<input type="checkbox"/> V Manufacturer of Beer, Wine & Distilled Spirits	\$45.00	Varies \$100 to \$1,000	\$10,000 min.
<input type="checkbox"/> X Wholesale Liquor	\$45.00	\$500.00	\$ 5,000 min.
<input type="checkbox"/> W Wholesale Beer	\$45.00	\$250.00	\$ 5,000 min.
<input type="checkbox"/> Y Farm Winery	\$45.00	\$250.00	\$ 1,000 min.
<input type="checkbox"/> L Craft Brewery (Brew Pub)	\$45.00	\$250.00	\$ 1,000 min.

**TYPE OF APPLICATION**

**CORPORATE SURETY BOND INFORMATION**

Type of application being applied for  
(place appropriate number in box)

Bond Company – for Classes L V W X Y only

**3**

- 1= Individual License requires  
Form 1 to be attached.  
2= Partnership License requires  
Form 2 to be attached.  
3= Corporate License requires  
Form 3 and 4 and Manager  
Application be attached.

Start Date Month/Day/Year

Bond Number

**SECTION A – LOCATION INFORMATION – Must be completed by all applicants**

Trade Name (name of business)

Telephone Number at premise to be licensed

*HARRIS-TRALEY UFW 131*

*NA*

1) Street Address of Proposed licensed premise

2) Mailing Address for receipt of  
Liquor Control Commission mailings

*5721 JOHNNA RD*

Is this located inside the city limits

Circle **YES** / NO

City County Zip Code

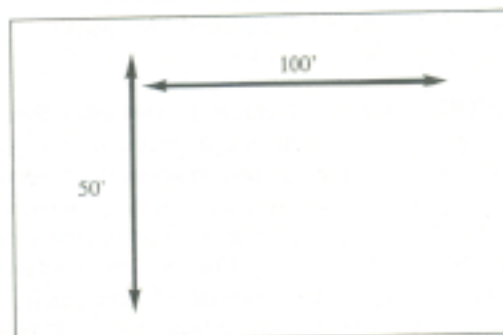
City County Zip Code

*LINCOLN LANCASTER 68507*

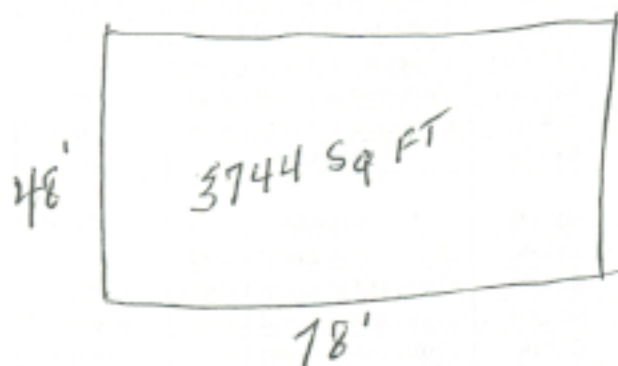


# DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED

In the space provided draw the area to be licensed. This should include storage areas, basement, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building in situations where only a portion of the entire bldg. is to be covered by the license. No blue prints will be accepted. Be sure to indicate the direction North and number of floors of the building.



Example: East portion approximately 50' x 100' of main floor of 3 story building plus basement approximately 30' x 50' at the East end.



SECTION B		OTHER INFORMATION REQUIRED	
		Yes	No
<p>1. READ CAREFULLY. Answer completely and accurately.</p> <p>Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor or violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.</p>			

	Yes	No	Explanation/Comments
2. Are you buying the business and/or assets of a licensee? If yes, submit a copy of the sales agreement with a listing of assets being acquired including liquor inventory (name brand and container size required).		✓	
3. Are you filing a temporary agency agreement, Commission form 4231, whereby current licensee allows you to operate on their license? If yes, attach copy.		✓	
4. Are you borrowing any money from any source to establish and/or operate the business? If yes, list the lender.		✓	
5. Will any person or entity other than licensee be entitled to a share of the profits of the establishment? If yes, explain.		✓	
6. Will any of the furniture, fixtures and equipment to be used in this business be owned by others? If yes, list such items and the owner.			
7. Will any person(s) other than named in this application have any direct or indirect ownership or control of the business? If yes, explain?		✓	
8. Are the premises to be licensed within 150 ft. of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, children, or within 300 ft. of a college or university campus? If yes, list the name of such institution and where it is located in relation to the premises. Per Sec. §53-177.		✓	
9. Is anyone listed on this application a law enforcement officer? If yes, list the person, the law enforcement agency involved and the persons exact duties.		✓	
10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business and the person(s) who will be authorized to write checks and/or make withdrawals on accounts at such institutions.			CORNHUSKER BANK COMMANDER FRANK CRABE BOARD PRESIDENT JOHN GRADY QUARTERMASTER DON GILLHAM
11. List all past and present liquor licenses held by any person named in this application. Include license holder name, location of license and license number. Also list reasons for termination of any licenses previously held.			NONE
12. List the person who will be the on site supervisor of the business and the estimated number of hours per week such person or manager will be on the premises supervising operations.			DON GILLHAM QUARTERMASTER FRANK CRABE COMMANDER JOHN GRADY PRESIDENT
13. List the training and experience of the person listed in #12 above in connection with selling and/or serving alcohol products.			2 1/2 YEARS VFW 131
14. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership, if leased submit a copy of the lease covering the entire license year. (Documents must show title or lease held interest in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed).			OWNED
15. When do you intend to open for business?			WHEN BUILDING IS DONE

COPY



16. List the principal residence for the past 10 years for all persons required to sign application. If necessary attach a separate sheet.

NAME	FROM (YEAR)	TO (YEAR)	RESIDENCE (CITY, STATE)
JOHN K GRADY	1993	2003	2475 Fairway Lincoln, NE
FRANCIS E CRISP	1993	2003	1510 KAAA RD Lincoln, NE
DONALD G GILLHAM	1993	2003	1875 N 67TH Lincoln, NE
SPOUSE SAME			

The undersigned applicant(s) hereby consent(s) to a background investigation and release of present & future records of every kind and description including police records, tax records (State and Federal), bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation or any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and/or inaccurate.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public. Must be signed by applicant and spouse; if a partnership, all partners and spouses must sign and corporation, all stockholders/members (holding more than 25% of the stock or interest), officers, directors and spouses must sign. Full names only, initials not acceptable.

sign here John K Grady  
 sign here Francis E Crisp  
 sign here Donald G Gillham  
 sign here \_\_\_\_\_

sign here Maryanne R Grady  
 sign here Bilbo L Crisp  
 sign here Betty Ann Gillham  
 sign here \_\_\_\_\_

Subscribed in my presence and sworn to before me this 25 day of September, 2003.

(SEAL)



sign here Suzanne K. McMichael  
 Notary Public Signature

In compliance with ADA, this application for license form is available in other formats for persons with disabilities. A ten day advance period is requested in writing to produce the alternate format.

# Corporation/LLC Application for License - Form 3

Nebraska Liquor Control Commission

## INSTRUCTIONS:

- 1) Application and application for manager must be typewritten and submitted in triplicate
- 2) Fingerprint cards (2 cards per person) must be submitted for: a) each stockholder owning over 25% of the stock, b) chief executive officer, c) proposed manager and d) all spouses
- 3) Information regarding spouses must be completed

RECEIVED

OCT - 2 2003

NEBRASKA LIQUOR  
CONTROL COMMISSION

Name of Corporation That Will Hold License. Attach copy of Articles of Incorporation		Total Number of Shares (if corporation)	
HARRIS-FAIRLEY CFE POST 131 <sup>PO31</sup>		Non Profit	
Corporate Street Address (1)	Mailing address for receipt of Liquor Control Commission Mailings		Corporate Telephone Number
5721 JOHANNNA RD	SAME		TO BE ASSIGNED
City	County	State	Zip Code
LINCOLN	LANCASTER	NE	68507
Name of Registered Agent	Name of Proposed Manager		
DONALD G GILHAM	DONALD G GILHAM		
IN THIS SECTION LIST THE NAME OF THE CHIEF EXECUTIVE OFFICER			
Name	Title	Date of Birth	Social Security Number
JOHN K GRADY	PRESIDENT		
Home Address (1)		State	
2425 FAIRWAY BLVD		NE	
City	State	Zip Code	Home Telephone Number
LINCOLN	NE	68521	402-432-9715

# Corporation/LLC Application for License - Form 3

PRINCIPLE OFFICERS, DIRECTORS, STOCKHOLDERS, MEMBERS AND SPOUSES				
Name of Officers, Directors, Members and Spouses. Give Last Name, First Name, Middle, Maiden, and any aliases	Social Security Number	Date of Birth	Title	Number of Shares/ %
NAME John K GRADY			PRESIDENT	NON PROFIT
Spouse Name MAXINE R GRADY				
NAME FRANCIS E CRIPE			COMMANDER	NON PROFIT
Spouse Name BILLIE L CRIPE				
NAME DONALD G GILLHAM			TREASURER	NON PROFIT
Spouse Name BOTTY A GILLHAM				
NAME				
Spouse Name				
NAME				
Spouse Name				
NAME				
Spouse Name				

(If Necessary, Continue on Separate Sheet)



# Corporation/LLC Application for License - Form 3

Nebraska Liquor Control Commission

Is this Corporation/LLC controlled by another Corporation? ☐ YES ☒ NO

Name of Control Corporation

IF YES, LIST EACH STOCKHOLDER/MEMBER OWNING MORE THAN 25% stock/interest in that corporation/LLC. Any applicant who has a Corporation as a shareholder MUST file an organizational chart listing all shareholders and/or corporations owning more than 25% stock and listing of the percentage of stock owned

Please indicate below your corporate tax year with the IRS

Starting Date: 7-1-2003 Ending Date: 6-30-2004

STATE OF Nebraska )  
 )  
 )  
 ) SS. )  
 )  
 )

Lancaster County

Suzanne K. McMichael  
Notary Public Signature & Seal



By John D. Brady  
PRESIDENT/MEMBER

Donald G. Gundersen  
SECRETARY/MEMBER

In Compliance with ADA, this form is available in other formats for persons with disabilities.  
A ten day advance period is requested in writing to produce the alternate format

# Application for Corporate Manager

\*Must Be A Nebraska Resident\*

Please submit in Triplicate

Return to: Nebraska Liquor Control Commission, PO Box 95046  
301 Centennial Mall So., Lincoln NE 68509

Phone: (402) 471-2571 Fax: (402) 471-2814 Web address: <http://www.nol.org/home/NLCC/>

**COPY**  
001 2008

NEBRASKA LIQUOR  
CONTROL COMMISSION

## LIQUOR LICENSE INFORMATION

NAME OF LICENSED CORPORATION <b>HARRIS-FRALEY VFW 131</b>		CLASS & LICENSE NUMBER <b>C</b>	
TRADE NAME OF LICENSED PREMISE <b>VFW CLUB</b>			
STREET ADDRESS OF LICENSED PREMISE <b>5721 JOHANNA RD</b>	CITY <b>LINCOLN</b>	COUNTY <b>LANCASTER</b>	ZIP CODE <b>68507</b>
On behalf of the corporation, I designate this individual as corporate manager.  Signature of Corporate President/CEO: <b>John H. Grady</b>			

## APPLICANT INFORMATION (MUST BE 21 OR OVER)

NAME (LAST, FIRST, MIDDLE, MAIDEN) <b>GILLHAM DONALD GENE</b>	SEX F <input checked="" type="radio"/> M	SOCIAL SECURITY NUMBER	DATE OF BIRTH	PLACE OF BIRTH <b>BLUES SPRINGS, NE</b>
HOME STREET ADDRESS <b>1835 NO 67TH ST</b>	CITY <b>LINCOLN</b>	COUNTY <b>LANCASTER</b>	STATE <b>NE</b>	ZIP CODE <b>68505</b>
HOME TELEPHONE NUMBER <b>(402) 464-2944</b>	BUSINESS TELEPHONE NUMBER <b>( ) SAME</b>	DRIVERS LICENSE NUMBER & STATE		

## SPOUSE'S INFORMATION (IF NOT MARRIED INDICATE)

FULL NAME (LAST, FIRST, MIDDLE, MAIDEN) <b>GILLHAM BETTY ANN PIKE</b>	SOCIAL SECURITY NUMBER	DRIVERS LICENSE NUMBER & STATE <b>Does Not Drive</b>
DATE OF BIRTH	PLACE OF BIRTH <b>Bloomington, NE</b>	

1. **READ CAREFULLY.** Answer completely and accurately.

Has anyone who is a party to this application, or their spouse, ever been convicted of or plead guilty to any criminal charge. Criminal charge means any charge alleging a felony or misdemeanor violation of a federal or state law; or a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

☐ Yes ☒ No

2. Have you or your spouse ever made application for any liquor license or manager for any liquor license? IF YES, for what premise give license number and date.

☐ YES ☒ NO



3. Have you or your spouse ever made a compromise settlement for violation of such laws?

☐ YES ☒ NO

4. Do you, as a manager, have all the qualifications required by any person entitled to hold a Nebraska Liquor License?

Nebraska Liquor Control Act (§53-131.01)

☒ YES      ☐ NO

5. Have you filed fingerprint cards and **PROPER FEES** (if check, make out to the NE State Patrol), with this application?

☒ YES ☐ NO

RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE		YEAR FROM TO		SPOUSE: CITY & STATE	
		FROM	TO		
DONALD GENE GILLHAM		1986	2003	Betty Ann Gillham	
LINCOLN, NE				LINCOLN, NE	

EMPLOYERS - LIST LAST TWO EMPLOYERS				
YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
1950	1954	U.S. Navy	U.S. Navy	_____
1955	1993	Western Paper Co	John Hedge	Not Living

PERSONAL OATH AND CONSENT OF INVESTIGATION - MUST BE SIGNED BY APPLICANT & SPOUSE

STATE OF NEBRASKA )  
) ss.: ss.  
COUNTY OF \_\_\_\_\_ )  
) ss.: ss.  
I, \_\_\_\_\_ )  
) ss.: ss.  
do hereby certify that \_\_\_\_\_ )  
) ss.: ss.  
is duly qualified as a \_\_\_\_\_ )  
) ss.: ss.  
and has taken the oath of office and qualification required by law. )  
) ss.: ss.  
In testimony whereof, I have hereunto set my hand and seal at \_\_\_\_\_ )  
) ss.: ss.  
this \_\_\_\_\_ day of \_\_\_\_\_, A.D. 19\_\_\_\_. )  
) ss.: ss.  
\_\_\_\_\_ )  
) ss.: ss.  
Notary Public in and for the State of Nebraska.)

55

COUNTY OF

2

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application, that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec. 653-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has **NO** interest directly or indirectly, an affidavit of non participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete and inaccurate.

Donald G. Greenham  
Signature of Applicant

Signature of Applicant

Subscribed in my presence and sworn to before me this 25<sup>th</sup>  
day of September, 2003.

Betty Ann Gueham  
Signature of Spouse (If applicable)

Signature of Spouse (If applicable)

Subscribed in my presence and sworn to before me this 25<sup>th</sup>  
day of September 2003

*Suzanne K. McMichael*  
Notary Signature & Seal

Notary Signature & Seal

*Suzanne K. McMichael*  
Notary Signature & Seal

Notary Signature &amp; Seal

